

# EXHIBIT B



**Service of Process  
Transmittal**

09/14/2015

CT Log Number 527815166

**TO:** Kim Lundy Service of Process, Legal Support Supervisor  
Wal-Mart Stores, Inc.  
702 SW 8th St MS 215  
Bentonville, AR 72716-6209

**RE:** Process Served in West Virginia

**FOR:** Wal-Mart Stores, Inc. (Domestic State: DE)

**ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:**

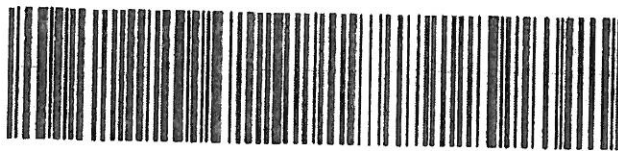
**TITLE OF ACTION:** Cremeans Josh, Pltf. vs. Wal-Mart Stores, Inc., Dft.  
**DOCUMENT(S) SERVED:** Letter, Summons, Compliant  
**COURT/AGENCY:** Cabell County Circuit Court, WV  
Case # 15C608  
**NATURE OF ACTION:** Personal Injury - Slip/Trip and Fall - Failure to maintain premises in safe condition -  
On or about May 6, 2014 - Store in Barboursville, Cabell County, West Virginia  
**ON WHOM PROCESS WAS SERVED:** C T Corporation System, Charleston, WV  
**DATE AND HOUR OF SERVICE:** By Certified Mail on 09/14/2015 postmarked on 09/11/2015  
**JURISDICTION SERVED:** West Virginia  
**APPEARANCE OR ANSWER DUE:** Within 30 days after service, exclusive of the day of service  
**ATTORNEY(S) / SENDER(S):** Zachary J. Poole  
Fredeking & Fredeking Law Offices LC  
511 Eighth Street  
Huntington, WV 25701  
**REMARKS:** Kindly note that the papers were served on the secretary at the State Capitol of  
West Virginia on 9/9/2015  
**ACTION ITEMS:** CT has retained the current log, Retain Date: 09/15/2015, Expected Purge Date:  
09/20/2015  
Image SOP  
Email Notification, Kim Lundy Service of Process ctlawsuits@walmartlegal.com  
**SIGNED:**  
**ADDRESS:** C T Corporation System  
5400 D Big Tyler Road  
Charleston, WV 25313  
**TELEPHONE:** 919-821-7139

Office of the Secretary of State  
Building 1 Suite 157-K  
1900 Kanawha Blvd E.  
Charleston, WV 25305



**Natalie E. Tennant**  
Secretary Of State  
State Of West Virginia  
Phone: 304-558-6000  
866-767-8683  
Visit us online:  
[www.wvsos.com](http://www.wvsos.com)

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9214 8901 1251 3410 0000 7920 38

WAL-MART STORES, INC.  
C. T. Corporation System  
5400 D Big Tyler Road  
CHARLESTON, WV 25313

Control Number: 73249

Defendant: WAL-MART STORES, INC.  
5400 D Big Tyler Road  
CHARLESTON, WV 25313 US

Agent: C. T. Corporation System

County: Cabell

Civil Action: 15-C-608

Certified Number: 92148901125134100000792038

Service Date: 9/9/2015

I am enclosing:

**1 summons and complaint**

which was served on the Secretary at the State Capitol as your statutory attorney-in-fact. According to law, I have accepted service of process in the name and on behalf of your corporation.

*Please note that this office has no connection whatsoever with the enclosed documents other than to accept service of process in the name and on behalf of your corporation as your attorney-in-fact. Please address any questions about this document directly to the court or the plaintiff's attorney, shown in the enclosed paper, not to the Secretary of State's office.*

Sincerely,

A handwritten signature in cursive script that reads "Natalie E. Tennant".

Natalie E. Tennant  
Secretary of State

IN THE CIRCUIT COURT OF CABELL COUNTY, WEST VIRGINIA

JOSH CREMEANS.,

Plaintiff,

vs.

Civil Action No. 15-c-608  
Chiles

~~WAL-MART STORES INC.~~

CT CORPORATION SYSTEM  
5400 D BIG TYLER ROAD  
CHARLESTON, WV, 25313; and

Defendant.

To the Above-Named Defendant:

IN THE NAME OF THE STATE OF WEST VIRGINIA, you are hereby summoned and required to serve upon Zachary J. Poole, of Fredeking & Fredeking Law Offices, counsel for Plaintiff, whose address is 511 Eighth Street, Huntington, WV 25701, an answer, including any related counter-claim you may have, to the complaint filed against you in the above-styled civil action, a true copy of which is herewith delivered to you. You are required to serve your answer within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint and you will be thereafter barred from asserting in another action any claim you may have which must be asserted by counterclaim in the above-styled civil action.

DATED: AUG 28 2015



ACCEPTED FOR  
SERVICE OF PROCESS  
2015 SEP -9 AM 10:23  
SECRETARY OF STATE  
STATE OF WEST VIRGINIA

IN THE CIRCUIT COURT OF CABELL COUNTY, WEST VIRGINIA  
JOSHUA CREMEANS

Plaintiff,

VS.

WAL-MART STORES, INC.

Defendant.

FILED  
2015 OCT 27 PM 4:07  
COPY  
J.E. HOOD  
CIRCUIT CLERK  
CABELL CO. WV  
CIVIL ACTION NO. 15-c-608  
Chiles

COMPLAINT

COMES NOW the plaintiff, Joshua Cremeans, by and through counsel, Zachary J. Poole, and hereby alleges and says as follows:

1. That at all times material hereto, the plaintiff, Joshua Cremeans, was a resident of West Virginia.
2. The Defendant, Wal-Mart Stores, Inc., ("Wal-Mart") is a corporation organized and existing under the laws of the state of Delaware and duly organized to conduct business in Cabell County, West Virginia..
3. The defendant, Wal-Mart Stores, Inc., on or about May 6<sup>th</sup>, 2014, was engaged in the business of retail sales, and operating a store in Barboursville, Cabell County, West Virginia.
4. That on the above referenced date, plaintiff, Joshua Cremeans, was a business invitee on the aforesaid premises, and while exercising due care for his own safety, slipped on fabric softener left on the floor causing him to fall and further causing injuries and damages to the plaintiff, as hereinafter set forth.



5. That at all times material hereto, the defendant, Wal-Mart, had a duty of care to keep the premises in a reasonably safe condition, such that business invitees could use them in an ordinary and reasonable way without danger. Defendant, Wal-Mart, breached its duty in the following ways, any one of which was a departure from the accepted standard of care owed by the defendant, Wal-Mart to the plaintiff, Joshua Cremeans:

- A. In failing to properly provide and maintain adequate lighting;
- B. In failing to keep the passageway intended for public use free and clear from unreasonable defects, hazards or obstructions;
- C. In failing to construct and arrange its aisles and displays to keep them free and clear from unreasonable defects, hazards or obstructions, and/or to permit the free and safe passage of its business invitees and employees;
- D. In failing to exercise reasonable care to correct the conditions described herein;
- E. In failing to warn the plaintiff, Joshua Cremeans, as to the existence of the conditions described herein;
- F. In failing to properly and adequately supervise and oversee the above described areas, and its employees;
- G. In permitting its employees to create the hazardous conditions described herein;
- H. In permitting its employees or other individuals known to have access to the area to create the conditions described herein; and
- I. Any and all other acts of negligence which may hereinafter become apparent.


6. As a direct and proximate result of the careless, reckless, negligent, wilful, wanton, malicious and unlawful acts of the defendant, Wal-Mart and/or its employees, agents, and/or servants as set forth herein before, your plaintiff, Joshua Cremeans, suffered injuries to the lower extremities

of his body, including but not limited to his lower back and left knee and the upper extremities of his body, including but not limited to his right wrist. Said injuries have caused and will continue to cause the plaintiff physical and mental pain and suffering, and by reason of said injuries, the plaintiff has incurred expenses for the services of hospitals, physicians and traveling in an amount that is not ascertainable at this time.

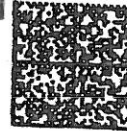
WHEREFORE, plaintiff, Joshua Cremeans, demands judgment of and against the defendant, Wal-Mart Stores, Inc., in an amount to adequately compensate him for his damages, along with prejudgment and post judgment interest, together with costs expended herein. Your plaintiff further demands any such other, further and general relief as to this Honorable Court may deem mete and proper.

PLAINTIFF DEMANDS A TRIAL BY JURY!

Joshua Cremeans  
By Counsel

  
Zachary J. Poole Esq. WV Bar #12682  
**FREDEKING & FREDEKING LAW OFFICES LC.**  
511 Eighth Street  
Huntington, West Virginia 25701  
*Counsel for Plaintiff*

**CERTIFIED MAIL**



UNITED STATES POSTAGE  
**Eagle**  
FITNEY BOWES  
02 1R **\$ 06.05<sup>0</sup>**  
0002008608 SEP 11 2015  
MAILED FROM ZIP CODE 25311

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